BERMAN, 5

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

RISKON, INC., d/b/a HONIG INTERNATIONAL, INC.,

Plaintiff.

-against-

MERRILL LYNCH & CO., INC.,

Defendant.

08 CV 1160 (RMB)

ECF CASE

STIPULATION AND ORDER OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by and between the

undersigned counsel for plaintiff and defendants that the above-captioned action shall be

and hereby is dismissed, with prejudice and without costs to either party as against the

other party. THE CLERK TO CLOSE THIS CASE. THE CONF. ON 7 14 08 IS VACATED.

Dated: April 11, 2008

LIDDLE & ROBINSON, L.L.P.

Jeffrey L. Liddle (JL 8256) Ethan A. Brecher (EB 3245)

Attorneys for Plaintiff 800 Third Avenue

New York, New York 10022

(212) 687-8500

MILLER & WRUBEL P.C.

Martin D. Edel (ME 0863)

Attorneys for Defendant

250 Park Avenue

New York, New York 10177

(212) 336-3503

IT IS SO ORDERED:

HON, RICHARD M. BERMAN UNITED STATES DISTRICT JUDGE

Dated: New York, New York April 17, 2008